



PATENTS
112056-0035
P01-1311

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re The Application of:)
John A. Scott)
Serial No.: 10/086,657)
Filed: February 28, 2002)
For: SYSTEM AND METHOD FOR CLUS-)
TERED FAILOVER WITHOUT NET-)
WORK SUPPORT)

Examiner: Contino, Paul F.
Art Unit: 2114

Cesari and McKenna, LLP
88 Black Falcon Avenue
Boston, MA 02210
December 3, 2004

“Express Mail” Mailing-Label Number: EV 335590875 US

Honorable Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

PETITION FOR EXTENSION OF TIME

Please extend the time for response to the Office action dated August 25, 2004, by
one month to December 25, 2004.

A check for \$ 110.00, comprising the fee of \$ 110.00 specified by

37 C.F.R. § 1.17(a)(1) for other than a small entity, is enclosed herewith.

12/07/2004 YPOLITE1 00000059 10086657


03 FC:1251

110.00 0P

PATENTS
112056-0035
P01-1311

Please charge any additional fee occasioned by this Petition to our Deposit Account No. 03-1237.

Respectfully submitted,


A. Sidney Johnston
Reg. No. 29,548
CESARI AND MCKENNA, LLP
88 Black Falcon Avenue
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(617) 951-2500

DEC 03 2004
PATENT & TRADEMARK

FREE TRANSMITTAL for FY 2003

Effective 01/01/2003. Patent fees are subject to annual revision.

☐ Applicant Claims Small Entity Status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 1,068

Complete If Known

Application Number 10/086,657
Filing Date February 28, 2002
First Named Inventor John A. Scott
Examiner Name Contino, Paul F.
Group Art Unit 2114
Attorney Docket No. 112056-0035

METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit Card ☐ Money ☐ Other ☐ None
☒ Deposit Account Order

Deposit
Account
Number

03-1237

Deposit
Account
Name

Cesari and McKenna, LLP

The Commissioner is authorized to: (check all that apply)

Charge any deficiency or

☐ Charge fee indicated below ☒ Credit any overpayments
☐ Charge any additional fee(s) during the pendency of this application
☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity/Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1001	790	2001	395	Utility filing fee	
1002	350	2002	175	Design filing fee	
1003	550	2003	275	Plant filing fee	
1004	790	2004	395	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	
SUBTOTAL (1)				(\$)	0

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Independent Claims	Multiple Dependent	Extra Claims	Fee from below	Fee Paid
39	12		20**	19	342
			5**	7	616
					0

Large Entity/Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description
1202	18	2202	9	Claims in excess of 20
1201	88	2201	44	Independent claims in excess of 3
1203	300	2203	150	Multiple dependent claim, if not paid
1204	88	2204	44	**Reissue independent claims over original patent
1205	18	2205	9	**Reissue claims in excess of 20 and over original patent
SUBTOTAL (2)				(\$) 958

**or number previously paid, if greater; For Reissues, see below

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity/Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English Specification	
1812	2,520	1812	2,520	For filing a request for ex parte reexamination	
1804	920	1804	920	Requesting publication of SIR prior to Examiner action	
1805	1,840	1805	1,840	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	110
1252	430	2252	215	Extension for reply within second month	
1253	980	2253	490	Extension for reply within third month	
1254	1,530	2254	765	Extension for reply within fourth month	
1255	2,080	2255	1,040	Extension for reply within fifth month	
1401	330	2401	165	Notice of Appeal	
1402	330	2402	165	Filing a brief in support of an appeal	
1403	290	2403	145	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,370	2453	685	Petition to revive - unintentional	
1501	1,370	2501	685	Utility Issue fee (or reissue)	
1502	490	2502	245	Design Issue fee	
1503	660	2503	330	Plant Issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	790	2809	395	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	790	2810	395	For each additional invention to be examined (37 CFR 1.129(b))	
1801	790	2801	395	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify)

Other fee (specify)

*Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$) 110

SUBMITTED BY

Complete (if applicable)

Name (Print/Type) A. Sidney Johnston

Registration No.
(Attorney/Agent)

29,548

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Signature

A. Sidney Johnston

Date

December 3, 2004